

The vote was taken by electronic device.

It was decided in the { Yeas 415
affirmative { Nays 2

¶130.26

[Roll No. 626]

YEAS—415

Abercrombie	Deutsch	Jackson (IL)
Ackerman	Diaz-Balart	Jefferson
Aderholt	Dickey	Jenkins
Allen	Dicks	John
Andrews	Dingell	Johnson (CT)
Archer	Dixon	Johnson (WI)
Bachus	Doggett	Johnson, E. B.
Baessler	Dooley	Johnson, Sam
Baker	Doolittle	Jones
Baldacci	Doyle	Kanjorski
Ballenger	Dreier	Kaptur
Barcia	Duncan	Kasich
Barrett (NE)	Dunn	Kelly
Barrett (WI)	Ehlers	Kennedy (MA)
Bartlett	Ehrlich	Kennedy (RI)
Barton	Engel	Kennelly
Bass	English	Kildee
Bateman	Ensign	Kilpatrick
Becerra	Eshoo	Kim
Bentsen	Etheridge	Kind (WI)
Bereuter	Evans	King (NY)
Berman	Everett	Kingston
Berry	Ewing	Klecza
Bilbray	Farr	Klink
Bilirakis	Fattah	Knollenberg
Bishop	Fawell	Kolbe
Blagojevich	Fazio	Kucinich
Bliley	Filner	LaFalce
Blumenauer	Flake	LaHood
Blunt	Foglietta	Lampson
Boehlert	Foley	Lantos
Boehner	Forbes	Largent
Bonilla	Ford	Latham
Bonior	Fossella	LaTourette
Bono	Fowler	Lazio
Borski	Fox	Leach
Boswell	Frank (MA)	Levin
Boucher	Franks (NJ)	Lewis (CA)
Boyd	Frelinghuysen	Lewis (GA)
Brady	Frost	Lewis (KY)
Brown (CA)	Furse	Linder
Brown (FL)	Gallagher	Lipinski
Brown (OH)	Ganske	Livingston
Bryant	Gejdenson	LoBiondo
Bunning	Gekas	Lofgren
Burr	Gephardt	Lowey
Burton	Gibbons	Lucas
Buyer	Gilchrest	Luther
Callahan	Gilman	Maloney (CT)
Calvert	Goode	Maloney (NY)
Camp	Goodlatte	Manton
Campbell	Goodling	Manzullo
Canady	Gordon	Markey
Cannon	Goss	Martinez
Cardin	Graham	Mascara
Carson	Granger	Matsui
Castle	Green	McCarthy (MO)
Chabot	Greenwood	McCarthy (NY)
Chambliss	Gutierrez	McCollum
Chenoweth	Gutknecht	McCrery
Christensen	Hall (OH)	McDade
Clay	Hall (TX)	McGovern
Clayton	Hamilton	McHale
Clement	Hansen	McHugh
Clyburn	Harman	McInnis
Coble	Hastert	McIntosh
Coburn	Hastings (FL)	McIntyre
Collins	Hastings (WA)	McKeon
Combest	Hayworth	McKinney
Condit	Hefley	McNulty
Conyers	Hefner	Meehan
Cook	Herger	Meek
Cooksey	Hill	Menendez
Costello	Hilleary	Metcalf
Cox	Hilliard	Mica
Coyne	Hinchey	Millender
Cramer	Hinojosa	McDonald
Crane	Hobson	Miller (CA)
Crapo	Hoekstra	Miller (FL)
Cummings	Holden	Minge
Cunningham	Hooley	Mink
Danner	Horn	Moakley
Davis (FL)	Hostettler	Mollohan
Davis (IL)	Houghton	Moran (KS)
Davis (VA)	Hoyer	Moran (VA)
Deal	Hulshof	Morella
DeFazio	Hunter	Murtha
DeGette	Hutchinson	Myrick
DeLaunt	Hyde	Nadler
DeLauro	Inglis	Neal
Dellums	Istook	Nethercutt

Neumann	Rohrabacher	Stenholm
Ney	Ros-Lehtinen	Stokes
Northup	Rothman	Strickland
Norwood	Roybal-Allard	Stump
Nussle	Royce	Stupak
Oberstar	Rush	Sununu
Obey	Ryun	Talent
Oliver	Sabo	Tanner
Ortiz	Salmon	Tauscher
Owens	Sanchez	Tauzin
Oxley	Sanders	Taylor (MS)
Packard	Sandlin	Taylor (NC)
Pallone	Sanford	Thomas
Pappas	Sawyer	Thompson
Parker	Saxton	Thornberry
Pascarell	Scarborough	Thune
Pastor	Schaefer, Dan	Thurman
Paul	Schaffer, Bob	Tiahrt
Paxon	Schumer	Tierney
Payne	Scott	Torres
Pease	Sensenbrenner	Towns
Pelosi	Serrano	Trafficant
Peterson (MN)	Sessions	Turner
Peterson (PA)	Shadegg	Upton
Petri	Shaw	Velazquez
Pickering	Shays	Vento
Pickett	Sherman	Visclosky
Pitts	Shimkus	Walsh
Pombo	Shuster	Wamp
Pomeroy	Sisisky	Waters
Porter	Skaggs	Watkins
Poshard	Skeen	Watt (NC)
Price (NC)	Skelton	Watts (OK)
Pryce (OH)	Slaughter	Waxman
Quinn	Smith (MI)	Weldon (FL)
Radanovich	Smith (NJ)	Weldon (PA)
Rahall	Smith (OR)	Weller
Ramstad	Smith (TX)	Wexler
Rangel	Smith, Adam	Weygand
Redmond	Snowbarger	White
Regula	Snyder	Wicker
Reyes	Solomon	Wise
Riggs	Souder	Wolf
Rivers	Spence	Woolsey
Rodriguez	Spratt	Wynn
Roemer	Stabenow	Young (AK)
Rogan	Stark	Young (FL)
Rogers	Stearns	

NAYS—2

Barr	Jackson-Lee (TX)
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NOT VOTING—16

Armey	Gonzalez	Schiff
Cubin	Klug	Smith, Linda
DeLay	McDermott	Whitfield
Edwards	Portman	Yates
Emerson	Riley	
Gillmor	Roukema	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to, as amended, was passed.

By unanimous consent, the title was amended so as to read: "A concurrent resolution expressing the sense of Congress that the United States should fully participate in EXPO 2000 in the year 2000, in Hanover, Germany, and should encourage the academic community and the private sector in the United States to support this worthwhile undertaking."

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶130.27 SUBMISSION OF CONFERENCE REPORT—S. 830

Mr. BLILEY submitted a conference report (Rept. No. 105-399) on the bill (S. 830) to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and bio-

logical products, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶130.28 FURTHER CONTINUING APPROPRIATIONS

On motion of Mr. LIVINGSTON, by unanimous consent, the Committee on Appropriations was discharged from further consideration of the joint resolution (H.J. Res. 104) making further continuing appropriations for the fiscal year 1998, and for other purposes.

When said joint resolution was considered, read twice, and was ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶130.29 FDA MODERNIZATION AND ACCOUNTABILITY

Mr. BLILEY moved to suspend the rules and agree to the following conference report (Rept. No. 105-399):

The Committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 830) to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House to the text of the bill and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

SECTION 1. SHORT TITLE; REFERENCES; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Food and Drug Administration Modernization Act of 1997".

(b) REFERENCES.—Except as otherwise specified, whenever in this Act an amendment or repeal is expressed in terms of an amendment to or a repeal of a section or other provision, the reference shall be considered to be made to that section or other provision of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301 et seq.).

(c) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; references; table of contents.

Sec. 2. Definitions.

TITLE I—IMPROVING REGULATION OF DRUGS

Subtitle A—Fees Relating to Drugs

Sec. 101. Findings.

Sec. 102. Definitions.

Sec. 103. Authority to assess and use drug fees.

Sec. 104. Annual reports.

Sec. 105. Savings.

Sec. 106. Effective date.

Sec. 107. Termination of effectiveness.

Subtitle B—Other Improvements

Sec. 111. Pediatric studies of drugs.

Sec. 112. Expediting study and approval of fast track drugs.

Sec. 113. Information program on clinical trials for serious or life-threatening diseases.